



**Health Services**  
LOS ANGELES COUNTY

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December 14, 2010

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

**APPROVAL OF AMENDMENT NO. 4 TO EXTEND DENTAL  
SERVICES AGREEMENT  
(SUPERVISORIAL DISTRICT 2)  
(3 VOTES)**

**SUBJECT**

Approval of Amendment No. 4 to extend the Agreement with Roger P. Fieldman, DDS, Inc. for the continued provision of dental services at H. Claude Hudson Comprehensive Health Center.

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Approve and instruct the Mayor to sign Proposition A (Prop A) Dental Services Amendment No. 4 (Exhibit I) to Agreement No. 75078 with Roger P. Fieldman, DDS, Inc. (Dr. Fieldman) for the continued provision of dental services at H. Claude Hudson Comprehensive Health Center (Hudson) for the three-month period from January 1, 2011 through March 31, 2011 under the same rates and terms, at an estimated cost of \$206,914.
2. Authorize the Interim Director of Health Services, or his designee, to further extend this Agreement on a month-to-month basis for up to three months for the period of April 1, 2011, through June 30, 2011, under the same terms and conditions, at an estimated cost of \$206,914.

**PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

Approval of the recommended action is necessary to ensure the continued provision of dental services as a Prop A contract with Hudson while the Department of Health Services (DHS) completes a Request for Proposals (RFP) process. The current Agreement expires on December 31, 2010. Following your Board's approval of the most recent

**ADOPTED**

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

#27 DECEMBER 14, 2010

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

Agreement extension on September 7, 2010, DHS concluded contract negotiations with the top ranked proposer, Roger P. Fieldman, DDS, Inc. (Dr. Fieldman). The second ranked proposer, Dr. Harvey Williams, DDS. (Dr. Williams), subsequently requested a Proposed Contractor Selection Review, which is the initial step in the County's Protest Policy. His request is currently under review by a manager who has not been connected with the RFP process for this service. When Dr. Williams receives the Department's findings in the Proposed Contractor Selection Review, he may request a County Review Panel.

Although DHS believes that the requested three-month extensions will allow sufficient time to conclude the protest process and return for your Board's approval of a successor Agreement, the second recommendation will provide DHS with delegated authority to extend services on a month-to-month basis for an additional three-month period, effective April 1, 2011 through June 30, 2011. This further extension will be used only if additional time is required to complete the protest process and recommend the successor agreement.

#### **Implementation of Strategic Plan Goals**

The recommended action supports Goal 4, Health and Mental Health, of the County's Strategic Plan.

#### **FISCAL IMPACT/FINANCING**

The Contractor's base monthly charge will remain the same during this extension period. The total estimated cost for dental services at Hudson is \$206,914 for the three-month extension period and \$206,914 for the optional three month to month period. Funding is included in DHS Fiscal Year 2010-11 Final Budget.

#### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

As a result of a RFP process, DHS contracted with Roger P. Fieldman to provide dental services to the residents of Los Angeles County at the Hudson site on September 7, 2004, under the Prop A guidelines. Delegated authority was used to extend the existing Agreement from October 1, 2009 through March 31, 2010 (Amendment No. 1).

Amendments No. 2 and 3 were approved by your Board to extend the term of the Agreement through December 31, 2010 to allow DHS sufficient time to complete the RFP process and recommend a new services agreement. Approval of Amendment No. 4 will allow dental services to continue uninterrupted pending the completion of the protest process.

During this extension period, Dr. Fieldman will continue to provide diagnostic, preventive, and restorative dental services at Hudson.

Contract monitoring functions will continue to be performed by administrative staff at Hudson and DHS Centralized Contract Monitoring Division.

This Agreement may be terminated by the County with a 60-day written notice to Contractor.

County Counsel has reviewed and approved Exhibit I as to use and form.

**CONTRACTING PROCESS**

Not applicable.

**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

Approval of the recommended action will ensure the continued and uninterrupted provision of Prop A dental services at Hudson.

Respectfully submitted,



John F. Schunhoff, Ph.D.  
Interim Director

JFS:smh

Enclosures

c: Chief Executive Office  
County Counsel  
Executive Office, Board of Supervisors

THIS AMENDMENT is made and entered into this 14<sup>th</sup> day of December, 2010,

COUNTY OF LOS ANGELES  
(hereafter "County"),

Roger P. Fieldman, D.D.S., Inc.  
(hereafter "Contractor").

WHEREAS, Agreement is slated to expire on December 31, 2010; and

WHEREAS, said Agreement provides that changes may be made in the form of a written amendment which is formally approved and executed by both parties; and

1. This Amendment shall become effective January 1, 2011.

2. Paragraph 1, TERM, first paragraph, is revised as follows:

1

in part, as provided in this contract. At the sole discretion of the Interim Director of Health Services (Interim Director), or his designee, this Agreement may be extended on a month to month basis for up to a 3 month period, which would extend the agreement to and including June 30, 2011, by execution of a written Amendment.

3. Paragraph 3, Maximum Obligation of County, shall be deleted and replaced as follows:

“3. Maximum Obligation of County:

The total maximum obligation of County for Contractors performance of this Agreement from January 1, 2011 through March 31, 2011 shall not exceed Two Hundred Six Thousand, Nine Hundred Fourteen. (\$206,914)”

4. Except for the changes set forth hereinabove, Agreement shall not be changed in any respect by this Amendment.

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IN WITNESS WHEREOF, the Board of supervisors of County of Los Angeles has caused this amendment to be subscribed by its Mayor and Contractor has caused this Amendment to be subscribed in its behalf by its duly authorized officer, the day, month and year first written.

I hereby certify that pursuant to  
Section 25103 of the Government Code,  
delivery of this document has been made.

SACHI A. HAMAI  
Executive Officer  
Clerk of the Board of Supervisors

By [Signature]  
Deputy



ATTEST:  
SACHI A. HAMAI  
Executive Officer of the  
Board of Supervisors

By [Signature]  
Deputy

APPROVED AS TO FORM:  
BY THE OFFICE OF THE COUNTY COUNSEL

By Manahel 12/17/10  
Deputy

COUNTY OF LOS ANGELES

By Mike Antonovich  
Mayor, Board of Supervisors

Dr. Roger P. Fieldman, D.D.S., Inc.  
Contractor

By [Signature]  
Signature

ROGER FIELDMAN, DDS  
Printed Name

Title PRESIDENT  
(AFFIX CORPORATE SEAL HERE)

**ADOPTED**  
BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

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DEC 14 2010

Sachi A. Hamai  
SACHI A. HAMAI  
EXECUTIVE OFFICER